



Paper No. 12

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**OFFICE OF PETITIONS**

In re Application of  
Victor Jay Liechty, II  
Application No. 10/033,398  
Filed: October 22, 2001  
Attorney Docket No. N/A

**ON PETITION**

This is a decision on the petition under 37 CFR 1.137(b), filed January 12, 2004, to revive the above-identified application.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed February 28, 2003, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned after midnight May 28, 2003.

In response to the non-final Office action, petitioner submitted with the instant petition \$665 for the petition to revive fee, a terminal disclaimer under 37 CFR 1.1321, \$55 for the terminal disclaimer fee, an amendment, and \$419 for claim fees.

Since the requirements for a grantable petition have been met, the petition is **GRANTED**.

The application file is being forwarded to Technology Center 3700, for further review of the amendment filed with the instant petition.

Telephone inquiries concerning this decision should be directed to Andrea Smith at (703) 308-6711.

Andrea Smith  
Petitions Examiner  
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for Patent Examination Policy